

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 16, 2016

House of Representatives

The House convened at 10 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Emilee Krein, Page.

3RD ORDER

Approval of Journal

March 16, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Sixty-fifth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

4TH ORDER

Consideration of Messages from the Governor and the Senate

March 15, 2016

Mr. Speaker:

I transmit herewith enrolled [S 1318](#), [S 1212](#), [S 1238](#), [S 1239](#), [S 1269](#), and [S 1260](#), as amended, for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled [S 1318](#), [S 1212](#), [S 1238](#), [S 1239](#), [S 1269](#), and [S 1260](#), as amended, and, when so signed, ordered them returned to the Senate.

March 15, 2016

Mr. Speaker:

I return herewith enrolled [HCR 33](#), [H 459](#), [H 463](#), [H 476](#), [H 355](#), [H 473](#), [H 381](#), [H 471](#), [H 472](#), [H 332](#), [H 333](#), and [H 334](#) which have been signed by the President.

NOVAK, Secretary

Enrolled [HCR 33](#) was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Enrolled [H 459](#), [H 463](#), [H 476](#), [H 355](#), [H 473](#), [H 381](#), [H 471](#), [H 472](#), [H 332](#), [H 333](#), and [H 334](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 15, 2016

Mr. Speaker:

I return herewith [HCR 41](#), [H 389](#), [H 495](#), [H 350](#), [H 378](#), [H 509](#), [H 528](#), [H 515](#), [H 469](#), [H 524](#), [H 356](#), as amended, [H 526](#), [H 511](#), [H 512](#), [H 439](#), [H 504](#), [H 351](#), [H 514](#), [H 483](#), [H 372](#), [H 534](#), and [H 535](#) which have passed the Senate.

NOVAK, Secretary

[HCR 41](#), [H 389](#), [H 495](#), [H 350](#), [H 378](#), [H 509](#), [H 528](#), [H 515](#), [H 469](#), [H 524](#), [H 356](#), as amended, [H 526](#), [H 511](#), [H 512](#), [H 439](#), [H 504](#), [H 351](#), [H 514](#), [H 483](#), [H 372](#), [H 534](#), and [H 535](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 15, 2016

Mr. Speaker:

I return herewith [H 513](#), as amended, as amended in the Senate, which has passed the Senate.

NOVAK, Secretary

Pursuant to House Rule 73, [H 513](#), as amended, as amended in the Senate, was referred to Transportation and Defense Committee for concurrence recommendation.

5TH ORDER

Report of Standing Committees

March 16, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 605](#), [H 606](#), and [H 607](#).

WILLS, Chairman

[H 605](#), [H 606](#), and [H 607](#) were referred to the Revenue and Taxation Committee.

March 16, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [H 362](#), as amended in the Senate, [H 447](#), as amended in the Senate, [H 379](#), as amended in the Senate, [H 458](#), as amended in the Senate, [HCR 35](#), [HCR 43](#), [HJM 13](#), [HCR 49](#), [H 397](#), [H 441](#), [H 390](#), [H 429](#), [H 491](#), as amended, [H 451](#), [H 456](#), [H 499](#), [H 343](#), [H 366](#), [H 368](#), [H 486](#), [H 519](#), [H 496](#), [H 481](#), [H 500](#), [H 426](#), [H 427](#), [H 436](#), and [H 464](#).

WILLS, Chairman

The Speaker announced he was about to sign enrolled [H 362](#), as amended in the Senate, [H 447](#), as amended in the Senate, [H 379](#), as amended in the Senate, [H 458](#), as amended in the Senate, [HCR 35](#), [HCR 43](#), [HJM 13](#), [HCR 49](#), [H 397](#), [H 441](#), [H 390](#), [H 429](#), [H 491](#), as amended, [H 451](#), [H 456](#), [H 499](#), [H 343](#), [H 366](#), [H 368](#), [H 486](#), [H 519](#), [H 496](#), [H 481](#), [H 500](#), [H 426](#), [H 427](#), [H 436](#), and [H 464](#) and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 16, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [H 383](#), [H 417](#), [H 455](#), [H 341](#), [H 367](#), [H 369](#), and [H 440](#) to the Governor at 10:50 a.m., as of this date, March 15, 2016.

WILLS, Chairman

March 16, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [HCR 44](#) and [HCR 45](#) to the Secretary of State at 10:52 a.m., as of this date, March 15, 2016.

WILLS, Chairman

March 15, 2016

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 597](#), [S 1325](#), and [SJM 106](#) and recommend that they do pass.

LOERTSCHER, Chairman

[H 597](#), [S 1325](#), and [SJM 106](#) were filed for second reading.

March 15, 2016

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration [S 1359](#) and recommend that it do pass.

BARBIERI, Chairman

[S 1359](#) was filed for second reading.

March 15, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration [H 580](#), [HCR 52](#), [S 1351](#), [S 1361](#), [SCR 143](#), and [SCR 144](#) and recommend that they do pass.

WILLS, Chairman

[H 580](#), [HCR 52](#), [S 1351](#), [S 1361](#), [SCR 143](#), and [SCR 144](#) were filed for second reading.

March 15, 2016

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration [H 582](#), [HCR 53](#), [HCR 55](#), and [S 1338](#) and recommend that they do pass.

RAYBOULD, Chairman

[H 582](#), [HCR 53](#), [HCR 55](#), and [S 1338](#) were filed for second reading.

March 16, 2016

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [S 1347](#), as amended, and recommend that it do pass.

COLLINS, Chairman

[S 1347](#), as amended, was filed for second reading.

The Speaker asked unanimous consent that we advance to the 8th Order. Mr. Rusche objected.

6TH ORDER

Report of Select Committees

No business in the 6th Order.

7TH ORDER

Motions, Memorials, and Resolutions

Ms. Chew asked, pursuant to Rule 45, that [H 400](#) be reported forthwith out of the Ways and Means Committee to which it had been referred.

Mr. Moyle moved that the committee be excused. Seconded by Mrs. Perry.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 56.

NAYS – Chew, Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 14.

Total – 70.

Whereupon the Speaker declared the motion carried and the committee was excused.

8TH ORDER

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 608

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE SUPREME COURT FOR FISCAL YEAR 2017; REDUCING THE APPROPRIATION TO THE SUPREME COURT FOR FISCAL YEAR 2017; AND EXEMPTING APPROPRIATION FROM OBJECT AND PROGRAM TRANSFER LIMITATIONS.

HOUSE BILL NO. 609

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC DEFENSE COMMISSION FOR FISCAL YEAR 2017; AND AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 610

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DIVISION OF FINANCIAL MANAGEMENT FOR FISCAL YEAR 2017; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 611

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE EXECUTIVE OFFICE OF THE GOVERNOR FOR FISCAL YEAR 2017; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND EXEMPTING

APPROPRIATION OBJECT AND PROGRAM TRANSFER LIMITATIONS.

HOUSE BILL NO. 612
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO STATE POLICE FOR FISCAL YEAR 2017; AND AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 613
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ELECTIONS; AMENDING CHAPTER 4, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-406, IDAHO CODE, TO PROVIDE THAT CERTAIN REPORTING REQUIREMENTS APPLY TO ALL ELECTIONS OF SCHOOL DISTRICT TRUSTEES, TO PROVIDE AN EXCEPTION AND TO PROVIDE THAT CERTAIN REPORTS SHALL BE FILED WITH CERTAIN PERSONS; AND AMENDING SECTION 33-503, IDAHO CODE, TO REMOVE CERTAIN REPORTING REQUIREMENTS.

HOUSE BILL NO. 614
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO REPLACEMENT MONEY FOR CERTAIN PROPERTIES EXEMPT FROM TAXATION; AMENDING SECTION 63-602A, IDAHO CODE, TO PROVIDE PROCEDURES FOR CALCULATING THE VALUE OF PROPERTY EXEMPT FROM TAXATION BELONGING TO A FEDERALLY RECOGNIZED INDIAN TRIBE AND PROPERTY TAXES FORGONE, TO PROVIDE DUTIES OF THE COUNTY CLERK AND STATE TAX COMMISSION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 63-803, IDAHO CODE, TO PROVIDE APPLICATION TO TAXING DISTRICTS FOR THE 2016 TAXABLE YEAR ONLY FOR THOSE TAXING DISTRICTS CONTAINING PROPERTY OF FEDERALLY RECOGNIZED INDIAN TRIBES; AND AMENDING SECTION 63-3638, IDAHO CODE, TO PROVIDE FOR REMITTANCE OF MONEYS TO LOCAL GOVERNMENTS FOR PROPERTY BELONGING TO A FEDERALLY RECOGNIZED INDIAN TRIBE AND THAT IS EXEMPT FROM TAXATION AND TO MAKE A TECHNICAL CORRECTION.

[H 608](#), [H 609](#), [H 610](#), [H 611](#), [H 612](#), [H 613](#), and [H 614](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

9TH ORDER
First Reading of Engrossed Bills

No business in the 9th Order.

10TH ORDER
Second Reading of Bills and Joint Resolutions

[HCR 57](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[HCR 54](#), by Health and Welfare Committee, was read the second time by title and filed for third reading.

[S 1323](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[S 1341](#), as amended, by Health and Welfare Committee, was read the second time by title and filed for third reading.

[S 1395](#), [S 1396](#), and [S 1397](#), by Finance Committee, were read the second time by title and filed for third reading.

[H 452](#), as amended in the Senate, by Education Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mrs. Bell asked unanimous consent that [H 599](#) be returned to the Appropriations Committee. There being no objection, it was so ordered.

[S 1333](#) - EDUCATION

[S 1333](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Malek to open debate.

Mr. Malek asked unanimous consent that, pursuant to Rule 22, discussion of other pending legislation be allowed in debate of [S 1333](#). There being no objection it was so ordered.

The question being, "Shall [S 1333](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – Crane, McMillan, Monks, Moyle, Nate, Scott, Vander Woude. Total – 7.

Total – 70.

Whereupon the Speaker declared that [S 1333](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1334](#) - EDUCATION

[S 1334](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Malek to open debate.

The question being, "Shall [S 1334](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher,

Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Bell. Total – 1.

Total – 70.

Whereupon the Speaker declared that [S 1334](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1390](#) - APPROPRIATIONS - IDAHO STATE POLICE

[S 1390](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Youngblood to open debate.

The question being, "Shall [S 1390](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 59.

NAYS – Batt, Crane, Dixon, Harris, McMillan, Moyle, Nate, Nielsen, Vander Woude. Total – 9.

Absent – Clow, Shepherd. Total – 2.

Total – 70.

Whereupon the Speaker declared that [S 1390](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1391](#) - APPROPRIATIONS - HEALTH AND WELFARE - MEDICAID

[S 1391](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Malek to open debate.

The question being, "Shall [S 1391](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Cheatham, Chew, Clow, Dayley, DeMordaunt, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, Mendive, Miller, Monks, Packer, Palmer, Perry, Raybould, Redman, Romrell, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 39.

NAYS – Barbieri, Bateman, Batt, Chaney, Collins, Crane, Dixon, Erpelding, Gannon, Gestrin, Harris, Jordan, King, Kloc, McCrostie, McMillan, Moyle, Nate, Nielsen, Nye, Pence, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Wintrow. Total – 30.

Absent – Boyle. Total – 1.

Total – 70.

Whereupon the Speaker declared that [S 1391](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1392](#) - APPROPRIATIONS - IDAHO COMMISSION FOR LIBRARIES

[S 1392](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Monks to open debate.

The question being, "Shall [S 1392](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 54.

NAYS – Barbieri, Batt, Crane, Dayley, Dixon, Harris, Hixon, McMillan, Mendive, Nate, Nielsen, Scott, Shepherd, Sims, Vander Woude. Total – 15.

Absent – Boyle. Total – 1.

Total – 70.

Whereupon the Speaker declared that [S 1392](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1393](#) - APPROPRIATIONS - CATASTROPHIC HEALTH CARE PROGRAM

[S 1393](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Malek to open debate.

The question being, "Shall [S 1393](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Chaney. Total – 1.

Total – 70.

Whereupon the Speaker declared that [S 1393](#) passed the House. Title was approved and the bill ordered returned to the Senate.

S 1394 - APPROPRIATIONS - COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED

S 1394 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Miller to open debate.

The question being, "Shall **S 1394** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – None.

Absent – DeMordaunt, Rudolph. Total – 2.

Total – 70.

Whereupon the Speaker declared that **S 1394** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1330 - EDUCATION

S 1330 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. VanOrden to open debate.

The question being, "Shall **S 1330** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that **S 1330** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1356 - ALCOHOL BEVERAGE CATERING PERMIT

S 1356 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. McCrostie to open debate.

Pursuant to Rule 38(3), Mrs. Batt disclosed a conflict of interest regarding **S 1356**.

The question being, "Shall **S 1356** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that **S 1356** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1234 - ADMINISTRATIVE PROCEDURE ACT

S 1234 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Wintrow to open debate.

The question being, "Shall **S 1234** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that **S 1234** passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that **S 1201** be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

SCR 134 - EDUCATION

SCR 134 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. DeMordaunt to open debate.

The question being, "Shall **SCR 134** be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell,

Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – Dixon, Gannon, McCrostie, McMillan, Nate, Scott, Sims. Total – 7.
Total – 70.

Whereupon the Speaker declared [SCR 134](#) adopted and ordered the resolution returned to the Senate.

Mr. Moyle asked unanimous consent that [SCR 148](#) be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

[SCR 148](#) - HECLA MINING COMPANY

[SCR 148](#) was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Malek to open debate.

The question being, "Shall [SCR 148](#) be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 62.

NAYS – Chew, Gannon, Jordan, King, Kloc, Rudolph, Wintrow. Total – 7.

Absent – Rubel. Total – 1.

Total – 70.

Whereupon the Speaker declared [SCR 148](#) adopted and ordered the resolution returned to the Senate.

Mr. Moyle asked unanimous consent that the House recess until 1:30 p.m.

Without objection, the Speaker declared the House at recess until 1:30 p.m.

RECESS Afternoon Session

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

Mrs. Bell asked unanimous consent that [H 565](#) be returned to the Appropriations Committee. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House returned to the Fourth Order of Business.

4TH ORDER Consideration of Messages from the Governor and the Senate

March 16, 2016

Mr. Speaker:

I transmit herewith [S 1388](#), as amended, [S 1389](#), [S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#) which have passed the Senate.

NOVAK, Secretary

[S 1388](#), as amended, [S 1389](#), [S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#) were filed for first reading.

There being no objection, the House advanced to the Eighth Order of Business.

8TH ORDER Introduction, First Reading, and Reference of Bills and Joint Resolutions

[S 1388](#), as amended, by State Affairs Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

[S 1389](#), by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

[S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House returned to the Seventh Order of Business.

7TH ORDER Motions, Memorials, and Resolutions

[HCR 57](#) - DISPLAY OF FLAGS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [HCR 57](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [HCR 57](#) be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Gannon, Gestrin, Rubel, Shepherd. Total – 4.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [HCR 57](#) was read the first

time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bateman to open debate.

The question being, "Shall [HCR 57](#) be adopted?"

Whereupon the Speaker declared [HCR 57](#) adopted by voice vote and ordered the resolution transmitted to the Senate.

[HCR 54](#) - BEHAVIORAL HEALTH

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [HCR 54](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [HCR 54](#) be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Gannon, Gestrin, Rubel, Shepherd. Total – 4.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [HCR 54](#) was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

The question being, "Shall [HCR 54](#) be adopted?"

Whereupon the Speaker declared [HCR 54](#) adopted by voice vote and ordered the resolution transmitted to the Senate.

[H 452](#), as amended in the Senate, - EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 452](#), as amended in the Senate, be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 452](#), as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham,

Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Gannon, Gestrin, Rubel, Shepherd. Total – 4.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 452](#), as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Kloc to open debate.

The question being, "Shall [H 452](#), as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.

NAYS – Cheatham, Dixon, McMillan, Nate, Nielsen, Scott, Sims. Total – 7.

Absent – Gannon, Gestrin, Shepherd. Total – 3.

Total – 70.

Whereupon the Speaker declared [H 452](#), as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

There being no objection, the House advanced to the Fifteenth Order of Business.

15TH ORDER Announcements

Announcements were made to the body.

16TH ORDER Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, March 17, 2016. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:07 p.m.

SCOTT BEDKE, Speaker

ATTEST:

CHRIS TAYLOR, Acting Chief Clerk